

INCENTIVE FOR OPENING PROJECT TO TRAFFIC AHEAD OF SCHEDULE

The Standard Specifications are revised as follows:

SECTION 108, AFTER LINE 475, INSERT AS FOLLOWS:

(a) Blank.

(b) Blank.

(c) Blank.

(d) Blank.

(e) Blank.

(f) Incentive Date. The incentive date is _____, 19____. In order to induce the Contractor to expedite the work as much as possible, an additional lump sum payment of \$_____ will be paid, as an incentive amount for each calendar day that _____ is open to unrestricted traffic. A limit of _____ calendar days or \$_____ total will be the maximum incentive.

If _____ is not open to unrestricted traffic on or before the incentive date, \$_____ will be charged as liquidated damages, not as a penalty but as damages sustained, for each calendar day after the incentive date until _____ is open to unrestricted traffic.

Open to unrestricted traffic shall be as defined in 101.30.

An earlier incentive date will not be considered. The requirements of 108.07 will not apply.

The incentive date will not be adjusted for delays in award due to the Contractor's efforts toward conformance with the requirements of the Special Provisions for the Disadvantaged Business Enterprise Program/Instructions to Bidders, delays caused by the Contractor in the issuance of the notice to proceed, or delays caused due to adjustments in quantities except as defined below.

The incentive date will be adjusted due to delays caused by the Department in issuance of the notice to proceed in accordance with 108.07, if such delays affect the controlling operation of the incentive/disincentive operations.

The incentive date will be adjusted if the work is materially changed in accordance with 104.02.
